

LEADER-PICONE & YOUNG, LLP  
MALCOLM LEADER-PICONE (*State Bar No. 104620*)  
1970 BROADWAY, SUITE 1030  
OAKLAND, CA 94612  
TELEPHONE: 510-444-2404  
FACSIMILE: 510-444-1291  
EMAIL: mlp@leader-picone.com

Attorneys for Defendants  
ZAHRA NOWROUZI  
ROUHOLLAH R. NOWROUZI

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

BRIAN WHITAKER,  
Plaintiff,

vs.

ZAHRA NOWROUZI; ROUHOLLAH R.  
NOWROUZI,  
Defendants.

No. 4:21-cv-03039-HSG

**Trial Date: None Yet Assigned**

**STIPULATION TO WITHDRAW**

**REQUEST TO ENTER DEFAULT AND  
TO EXTEND TIME TO RESPOND TO  
PLAINTIFF'S COMPLAINT.  
(as modified)**

The parties to this action, through their respective counsel, do hereby stipulate and agree as follows, pursuant to Local Rule 6-1(a):

WHEREAS, on April 27, 2021, Plaintiff Brian Whitaker ("Plaintiff") filed a Complaint against defendants Zahra Nowrouzi and Rouhollah R. Nowrouzi ("Defendants");

WHEREAS, the Complaint was served on Defendants on May 3, 2021;

WHEREAS, on June 1, 2021, Plaintiff filed Requests for Entry of Default as to defendants Zahra Nowrouzi and Rouhollah H. Nowrouzi;

WHEREAS, the parties have had initial settlement discussions and would like to continue exploring settlement before requiring Defendants to file any responsive pleading;

WHEREAS, defendants Zahra Nowrouzi and Rouhollah H. Nowrouzi are now

1 represented by counsel and intend to appear and contest the Complaint and Plaintiff agrees to  
2 withdraw its Requests for Entry of Default;

3 WHEREAS, an extension for Defendants to file their response to the Complaint will  
4 not alter the date of any event or any deadline that the Court has already fixed;

5 WHEREAS, the parties have had initial settlement discussions and would like to  
6 continue exploring settlement before requiring Defendants to file any responsive pleading;

7 WHEREAS, an extension for Defendants to file its response to the Complaint will not  
8 alter the date of any event or any deadline that the Court has already fixed;

9 NOW, THEREFORE, the parties agree that Plaintiff withdraws its Request for Entry of  
10 Defaults of defendants Zahra Nowrouzi and Rouhollah H. Nowrouzi; and Defendants shall have until  
11 June 30, 2021 to file a responsive pleading.

12 IT IS SO STIPULATED.

13 DATED: June 15, 2021.

LEADER-PICONE & YOUNG, LLP

14  
15 BY: 

MALCOLM LEADER-PICONE  
Attorneys for Defendants  
ZAHRA NOWROUZI; ROUHOLLAH R.  
NOWROUZI

16  
17  
18 DATED: June 15, 2021.

CENTER FOR DISABILITY ACCESS

19  
20 BY: /s/ Faythe Gutierrez  
FAYTHE GUTIERREZ  
Attorneys for Plaintiff  
BRIAN WHITAKER

21  
22 ////

23 ////

24 ////

**ATTESTATION**

Concurrence in the filing of this document has been obtained from each of the individual(s) whose electronic signature is attributed above.

BY: 

MALCOLM LEADER-PICONE  
Attorneys for Defendant  
ZAHRA NOWROUZI; ROUHOLLAH R.  
NOWROUZI

**ORDER**

Upon the agreement of the parties hereto, and Good Cause appearing

IT IS SO ORDERED. The defaults entered on June 4, 2021 as to Rouhollah R.

Nowrouzi and Zahra Nowrouzi (docket nos. 13 and 14) are hereby set aside by the Court.

DATED: 6/17/2021.

  
U.S. DISTRICT COURT JUDGE